

**Ashley M. Gjovik, JD**  
*In Propria Persona*  
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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

**ASHLEY M. GJOVIK**, *an individual*,

Plaintiff,

vs.

**APPLE INC.**, a corporation,

Defendant.

Case No. 3:23-CV-04597-EMC

**ADMINISTRATIVE  
NOTICE**

**Intent to File 5AC on 11/6**

**Confirmation that Ninth  
Circuit Appeal is Pending**

1                   **NOTICE OF INTENT TO FILE 5AC ON NOV. 6 2024**

2  
3  
4           Plaintiff, Ashley Gjovik, respectfully submits the following Administrative  
5 Notice, providing a notice of intent to file her Fifth Amended Complaint, today  
6 on Nov. 6 2024. I apologize for the delay and that I could not file it yesterday.

7  
8           My revisions have been delayed, following the court's order last week, due  
9 to my PTSD and anxiety symptoms, which have worsened significantly while  
10 having to remove critical parts of my lawsuit – and those parts represent events in  
11 my life which previously caused me severe emotion distress when they occurred  
12 originally, exacerbating my distress now. I have also suffered from PTSD  
13 symptoms due the requirement of publicly detailing my IIED claims while  
14 concurrently being harassed by the Defendant and certain non-parties about those  
15 events, and in response to me attempting to complain about these events –  
16 including additional threats of non-specific reprisals.  
17

18  
19           However, I am trying to manage my distress and I am committed to filing  
20 the 5AC by midnight PST.  
21

22                   **NOTICE OF STATUS OF APPEAL**

23  
24  
25           Defendant has filed an Opposition to Plaintiff's Motion to Stay (Dkt. 126)  
26 and in the filing Defendant claimed that the Plaintiff's interlocutory appeal was  
27 dismissed by the Ninth Circuit and is no longer at issue.  
28

1 Plaintiff confirmed with the Ninth Circuit clerk's office a week ago that her  
2 Motion for Reconsideration is under review and the court will respond to it. Due  
3 to Defendant's statements today, Plaintiff also called the Ninth Circuit clerk's  
4 office again today to reconfirm, and the clerk's office did confirm that the Motion  
5 to Reconsider is still under review and that the Ninth Circuit will respond to the  
6 Plaintiff/Appellant, in the case docket, when they have made a decision.  
7

8 Interlocutory appeals are uncommon and granting motions to reconsider are  
9 also uncommon, however Plaintiff is encouraged the court has been reviewing the  
10 case record for two weeks now, which seems to imply the motion to reconsider was  
11 accepted, though any further outcome is still pending.  
12

13 Plaintiff also asks once again, that Defendant please cease making personal  
14 attacks on the Plaintiff's character and competence, and that Defendant cease  
15 attempting to blame the Plaintiff for problems the Defendant created itself (ie,  
16 delays due to service dodging, their own requests to delay the filing schedule,  
17 requests to delay the discovery schedule, raising unnecessary and time-wasting  
18 issues, an excessive number of motions to dismiss and motions to strike, and  
19 repeatedly arguing incorrect law and misrepresenting facts leading to the issues  
20 now pending appeal).  
21

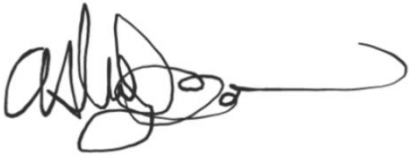
22 On a related note, it was extremely suspicious that the Ninth Circuit  
23 abruptly dismissed Plaintiff's appeal, despite previously docketing it and issuing  
24 a scheduling order, just one day after Apple filed a Motion to Dismiss the appeal  
25 and without any opportunity for Plaintiff to respond to the Motion or with a Brief.  
26  
27  
28

1  
2 Plaintiff will file her 5AC by end of the day.

3  
4  
5 Thank you.

6  
7 Dated: Nov. 6 2024.

8 Signature:

9  
10  
11   
12

13  
14 /s/ Ashley M. Gjovik

15 *Pro Se Plaintiff*

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